

## ARREST



6801 Hollywood Blvd. #169  
Hollywood, Ca. 90028 (323) 465-0122

**HBID ARREST NUMBER:** 14-0986

**DEFENDANT(S) NAME**      **DOB**  
Luethge, Kyle Steven      01/08/81

<b>ARREST CODE</b>	<b>DATE</b>	<b>TIME</b>
41.27© LAMC	07/11/14	1345
Drinking in Public		Hours
<b>OFFICER:</b>	Anderson, D. # 127	
<b>OFFICER:</b>	Rosales, S. # 145	

### SOURCE OF ACTIVITY:

On Friday, July 11<sup>th</sup>, 2014, my partner (Officer Rosales # 145) and I (Officer Anderson #127) were working as contracted, uniformed security officers for the Hollywood Business Improvement District (H.B.I.D.) / Andrews International 6801 Hollywood Boulevard Hollywood, CA. 90028 (323) 465-0122. We were assigned to the bicycle team as B-6.

### INVESTIGATION:

On the above date at approximately 1345 hours, my partner (Officer Rosales #145) and I (Officer Anderson #127) were conducting routine patrol in the area of Vine Street at Banner Street when we observed two male white adults (Later identified as Erickson, Allen Forrest DOB: 12/13/46 and Luethge, Kyle Steven DOB: 01/05/81) seated on the east sidewalk of Vine Street just north of Banner Street. Luethge and Erickson were seated near the middle of the sidewalk causing pedestrians to stop and walk around them.

We observed Erickson holding a black aluminum can that resembled an alcoholic beer container in his left hand. Erickson placed the black aluminum can to his lips / mouth, tilted his head back and took a drink. Erickson then placed the black aluminum can inside of an unknown container that was on the ground near his right foot.

On the ground, in between Luethge's legs was a beige and red aluminum can that resembled an alcoholic beer container. Luethge recovered the beige and red aluminum can with his right hand, placed it to his lips / mouth, tilted his head back and took a long drink, appearing to finish the contents. Luethge then stood up and walked over to a nearby bush that was directly behind him and discarded the beige and red aluminum can behind it.

We decided to make contact with both Luethge and Erickson to verify if they were drinking alcoholic beverages in public. Upon making contact with Luehtge

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and Erickson, I walked over to the bush where Luethge discarded his beige and red aluminum can. I peered behind the bush and observed the beige and red aluminum can that Luethge discarded. There was no similar objects or debris behind the bush. I recovered the beige and red aluminum can from behind the bush and discovered it to be a 12 OZ. "Simpler Times", Pilsner alcoholic beer, (5.5 Alcohol by volume) empty of its contents, however cold to the touch. I advised Luethge that it is illegal to drink alcoholic beverages in public. Luethge replied, "I know, but it's hot."

My partner contacted Erickson and asked him where he put the beer can that he just drank from. Erickson stated, " Its inside that." As Erickson replied, he pointed his right index finger at a plastic thermos container that was near his right foot. Erickson then opened the container and handed Officer Rosales a black aluminum can which was a 24 OZ. "St. Ides" Malt Liquor, alcoholic beverage (8.2 % Alcohol by volume) approximately ½ full and cold to the touch. Erickson stated, "That's how I keep my beer cold."

### **ARREST:**

We advised both Luethge and Erickson that we were placing them under "Private Person's Arrest", as per 837 Penal Code - (Private Person's Arrest - Authority To Arrest / see attached form) for 41.27 (c) Los Angeles Municipal Code - (Drinking in Public). Both Luethge and Erickson were handcuffed (adjusted /double locked for safety and comfort) without incident. BID Unit, (FB-3) Officers Gordon and Kanagi responded to our location to assist us with transporting both Luethge and Erickson to LAPD Hollywood Station. We escorted Luethge and Erickson to the patrol vehicle, placed them in the rear passenger seat and seat belted them in.

### **CITE and RELEASE:**

FB-5 transported Luethge and Erickson to LAPD Hollywood Station where LAPD Officer Delauney # 40717 issued Luethge (D47436) and Erickson (D04875) a release from custody citation for the listed charge and ordered them to appear at the Metropolitan Court House, 1945 South Hill Street, Los Angeles, 90007, on 08/28/2014, at 0830 Hours with the approval of the Watch Commander LT. Leng.

### **ADDITIONAL:**

Erickson purchased the "Simpler Times" Pilsner and the "St. Ides" malt liquor, alcoholic beverages at "Stop and Shop Liquor" (Located at 1123 Vine Street Los Angeles California)

Luethge and Erickson have no prior contacts / arrest with BID Officers.

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### EVIDENCE:

Officer Rosales disposed of the "Simpler Times" Pilsner and the "St. Ides" malt liquor, alcoholic beverages.

### PICTURE(S): See next page.

ERICKSON, ALLEN FORREST  
DOB: 12/13/46  
41.27(C) LAMC  
AR#14-0685



LUETHGE, KYLE STEVEN  
DOB: 01/08/81  
41.27 (C) LAMC  
AR#14-0686



### INJURY AND MEDICAL TREATMENT:

None reported or observed at the time of contact/arrest.

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